IN THE HIGH COURT OF BOMBAY AT GOA

CRIMINAL WRIT PETITION NO. 41 OF 2007

Shri Ranjit Satardekar .... Petitioner

V/s

The Inspector, Panaji Police Station & Ors. .... Respondents

Mr. Nigel Da Costa Frias, Advocate for the Petitioner.
Ms. W. Coutinho, Government Advocate for the Respondents.

CORAM : D.B. BHOSALE &
N.A. BRITTO, J.J.

DATE : 5th DECEMBER, 2007

ORAL ORDER :

Heard learned Counsel for the Petitioner and Ms. W. Coutinho, Government Advocate for Respondents No. 1 to 3..

2. By this Writ Petition, the Petitioner has prayed for direction to the Police Inspector to register FIR in respect of the offence under Section 379 and 427 of the Indian Penal Code and Section 16 of the Goa Ground Water Regulation Act, 2002 against Mr. Joe Mathias, who allegedly has dug a bore well in Survey No. 249/1-A without valid permission from the Ground water Officer.

3. Ms. Coutinho, the learned Government Advocate, at the outset,

tendered a copy of the notice dated 28/11/2007 issued to Mr. Joe Mathias to show cause as to why action should not be taken against him for violation of the provisions of Ground Water Regulation Act, 2002. By this notice Mr. Joe Mathias is given fourteen days time to reply the notice. Ms. Coutinho, the learned Counsel for the Government submits that if it is found that Mr. Joe Mathias has committed an offence under the provisions of Goa Ground Water Regulation Act, 2002, an appropriate action will be taken against him.

4. In view of the statement made by Ms. Coutinho, in our opinion, nothing further survives in this Writ Petition. Writ Petition accordingly stands disposed of. We expect that Respondent no. 2 shall move expeditiously in the matter.

D.B. BHOSALE, J.

N.A. BRITTO, J.

NH/-